

OPINION SUMMARY

MISSOURI COURT OF APPEALS EASTERN DISTRICT

A.F., by and through her next friend L.F.,)	No. ED103056
)	
Appellant,)	Appeal from the Circuit Court
)	of St. Louis County
vs.)	
)	Hon. John D. Warner, Jr.
HAZELWOOD SCHOOL DISTRICT,)	
BRENDA RONE and ELIZABETH)	
BRANDS,)	Filed:
)	March 22, 2016
Respondents.)	

A.F., by and through her next friend, L.F., appeals from the judgment dismissing her petition for failure to state a claim against her teacher, principal and school district that was not barred by official and sovereign immunity.

AFFIRMED.

Division One holds:

The petition does not contain sufficiently specific allegations to show that her claims were not barred by the immunity doctrines. As to official immunity for the individual defendants, A.F. failed to allege a specific mandated non-discretionary duty that was breached. A.F. also failed to plead specific facts showing an exception to or waiver of sovereign immunity for the school district. To the extent any exception exists for the proprietary functions of a school district, which we doubt, A.F. failed to plead such an exception. Likewise, her allegations that sovereign immunity had been waived by the purchase of insurance were conclusory and insufficient.

Opinion by: Robert G. Dowd, Jr., P.J.
Mary K. Hoff, J. and Roy L. Richter, J., concur.

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<p>THIS SUMMARY IS NOT PART OF THE OPINION OF THE COURT. IT HAS BEEN PREPARED FOR THE CONVENIENCE OF THE READER AND SHOULD NOT BE QUOTED OR CITED.</p>
